

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                                 |   |                          |
|---------------------------------|---|--------------------------|
| In re Patent Application of :   | ) |                          |
|                                 | ) |                          |
| John P. Morscman, <i>et al.</i> | ) | Group Art Unit: 1641     |
|                                 | ) |                          |
| Serial No.: 09/882,376          | ) | Examiner: Gary W. Counts |
|                                 | ) |                          |
| Filed: June 18, 2001            | ) |                          |
|                                 | ) |                          |
| For: HIGH FLUORESCENT           | ) |                          |
| INTENSITY CROSS-LINKED          | ) |                          |
| ALLOPHYCOCYANIN                 | ) |                          |

**MAIL STOP AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR TWO-MONTH EXTENSION OF TIME AND  
NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

**PETITION**

Applicants respectfully petition the Commissioner of the U.S. Patent and Trademark Office for a two-month extension of time under 37 C.F.R. § 1.136(a) for responding to the Final Office Action mailed on March 3, 2006 in the above-captioned application. Accordingly, it is respectfully requested that the time for response be extended up to and including August 3, 2006. The Commissioner is hereby authorized to charge the amount of \$225.00 to the undersigned's Deposit Account No. 50-0206 to cover the two-month extension of time small entity fee.

**NOTICE OF APPEAL**

Applicants hereby **appeal** to the Board of Patent Appeals and Interferences from the last decision of the Examiner rejecting claims 3-14 in the above-captioned application. The Commissioner is hereby authorized to charge the amount of \$250.00 to the undersigned's Deposit Account No. 50-0206 to cover the Notice of Appeal small entity fee.


### CONCLUSION

It is believed that no other fees are due in connection with this Notice. However, in the event that the U.S. Patent and Trademark Office determines that there is a variance between the amount due and the amount authorized above, the Commissioner is hereby authorized to charge or credit any such variance to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,  
HUNTON & WILLIAMS LLP

Dated: August 3, 2006

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